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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JASON D. HICKS,

Defendant.

CASE NO. 5:21-PO-372-SAB

STIPULATION TO SET CHANGE OF PLEA AND
SENTENCING HEARING, AND VACATE TRIAL
DATE; ORDER

DATE: March 1, 2022
TIME: 9:00 a.m.
COURT: Hon. Stanley A. Boone

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for trial on March 1, 2022.
2. The parties have reached a plea deal. Defendant intends to plead guilty to Citation #E1037510, charging him with Operating a Motor Vehicle when Blood or Breath is 0.08 Grams or More of Alcohol, at Death Valley National Park, in violation of 36 C.F.R. 4.23(a)(2). The government will recommend the Court impose a \$1200 fine (plus processing fee and special assessment), 1 year of unsupervised court probation, and completion of a 1st time DUI offender program.

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3. The parties request that the March 1, 2022 bench trial be vacated and converted to a change of plea and sentencing hearing at that same date and time.

IT IS SO STIPULATED.

Dated: February 1, 2022

PHILLIP A. TALBERT
United States Attorney

/s/ JEFFREY A. SPIVAK
JEFFREY A. SPIVAK
Assistant United States Attorney

Dated: February 1, 2022

/s/ Richard Middlebrook
Richard Middlebrook
Middlebrook & Associates
Counsel for Defendant Jason D.
Hicks

ORDER

IT IS SO ORDERED.

Dated: **February 10, 2022**


UNITED STATES MAGISTRATE JUDGE